

1 JASON M. FRIERSON  
2 United States Attorney  
3 District of Nevada  
4 Nevada Bar No. 7709  
5 R. THOMAS COLONNA  
6 Assistant United States Attorney  
501 Las Vegas Blvd. So., Suite 1100  
Las Vegas, Nevada 89101  
(702) 388-6336  
Richard.Colonna@usdoj.gov  
Attorneys for Federal Defendants

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8 **UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

9 OSHER RECTSPAT and ALLISHA  
10 KAHAUMALU REYES,

11 Plaintiffs,

12 v.

13 ALEJANDRO MAYORKAS, in his official  
14 capacity as Secretary of Homeland Security,  
U.S. DEPARTMENT OF HOMELAND  
15 SECURITY, UR M. JADDOU, in her  
16 official capacity as Acting Director of U.S.  
Citizenship and Immigration Services, U.S.  
CITIZENSHIP AND IMMIGRATION  
17 SERVICES, the UNITED STATES OF  
AMERICA and JOHN DOES I through  
XX, inclusive,

18 Defendants.

Case No. 2:23-cv-00209-JCM-EJY

19 **Stipulation and Order**

20 **(Fifth Request)**

21 Plaintiffs Osher Rectspat and Allisha Kahaumalu Reyes and United States of  
22 America, on behalf of Federal Defendants Alejandro Mayorkas, in his official capacity as  
23 Secretary of Homeland Security, U.S. Department of Homeland Security, Ur M. Jaddou,  
24 in her official capacity as Acting Director of U.S. Citizenship and Immigration Services,  
U.S. Citizenship and Immigration Services (“Federal Defendants”), hereby stipulate and  
25 agree as follows:

26 Plaintiffs filed their Complaint on February 9, 2023.

27 Plaintiffs served the United States with a copy of the Summons and Complaint via  
28 Certified Mail on February 14, 2023.

1       The current deadline for the United States to respond to the Plaintiffs' Complaint is  
2 on February 28, 2024.

3       Plaintiffs and the Federal Defendants, through undersigned counsel, stipulate and  
4 request that the Court approve a 30-day extension of time, from February 28, 2024, to  
5 March 29, 2024, for Federal Defendants to file a response to the Complaint, ECF No. 1.  
6 This is the fifth request for an extension of time.

7       Defense counsel was informed by the Agency that it is waiting on a response from  
8 Plaintiff by February 23, 2024, regarding a Notice it sent to Plaintiff, in order to continue  
9 processing Plaintiff's petition.

10      Therefore, the parties request that the Court extend the deadline for the United States  
11 to answer or otherwise respond to March 29, 2024.

12      This stipulated request is filed in good faith and not for the purposes of undue delay.

13      Respectfully submitted this 22nd day of February, 2024.

14      REZA ATHARI, MILLS &  
15      FINK, PLLC

16      JASON M. FRIERSON  
17      United States Attorney

18      \_\_\_\_\_  
19      /s/ *Gary Fink*  
20      GARY FINK, ESQ.  
21      Nevada Bar No. 8064  
22      3365 Pepper Lane, Suite #102  
23      Las Vegas, Nevada 89120  
24      Attorney for Plaintiff

16      \_\_\_\_\_  
17      /s/ *R. Thomas Colonna*  
18      R. THOMAS COLONNA  
19      Assistant United States Attorney  
20      501 Las Vegas Blvd. So., Suite 1100  
21      Las Vegas, Nevada 89101

22      IT IS SO ORDERED:

23      \_\_\_\_\_  
24      *Leah J. Zouchah*  
25      UNITED STATES MAGISTRATE JUDGE

26      DATED: February 22, 2024